



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

James M. Jordan, Treasurer
Democratic Senatorial Campaign
Committee
430 South Capitol Street, SE
Washington, DC 20003

JUN 27 2001

Identification Number: C00042366

Reference: 30 Day Post-General Report (10/19/00-11/27/00) and Amended 30 Day
Post-General Report (10/19/00-11/27/00), dated 4/9/01

Dear Mr. Jordan:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-The totals listed on Lines 11(a)(i) and 11(a)(ii), Column B of the Detailed Summary Page appear to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous report to the current "Total This Period" figure from Column A to derive the correct Column B totals. When an individual's aggregate exceeds the \$200 threshold, the amount should not be deducted from the Column B figure for Line 11(a)(ii). Please amend your report and any subsequent reports that may be affected by this correction.

-Schedule A supporting Line 11(a)(i) discloses a total of \$3,000 in memo entries (pertinent portion(s) attached); however, there are no itemized transactions or explanation to support the entries. Memo entries are used to disclose additional information about an itemized transaction that is included in the total receipts or disbursements for the current report or a previous report. Please amend your report to clarify this discrepancy.

-Your report discloses Memo Schedule A's totaling \$5,000 from Pennsylvania Fund 2000. However, there are no corresponding transfers-in from this committee disclosed on Schedule A supporting Line 12 of the Detailed Summary Page. Please clarify this apparent discrepancy.

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-Schedule A supporting Line 17 of your report discloses a payment from AB Data. It appears this receipt was for goods and/or services provided by your committee. 11 CFR §100.7(a)(1)(iii)(A) states that "...the provision of any goods or services without charge or at a charge which is less than the usual and normal charge for such goods or services is a contribution." Examples of goods and services include equipment, supplies, personnel, advertising services, membership lists, and mailing lists. The term "usual and normal charge" for goods is defined as "...the price of those goods in the market from which they ordinarily would have been purchased at the time of the contribution".

Furthermore, Advisory Opinion 1986-14 states "...to avoid treatment as a contribution, the sale/purchase price paid to the political committee may not exceed the "usual and normal charge". Please clarify whether your committee assessed the usual and normal charge for the goods and/or services you provided and explain the steps your committee took in determining the amount charged. If your committee provided the goods and/or services at less than the usual and normal charge, the difference between the two is considered to be an in-kind contribution received by your committee from a corporation and is prohibited subject to the limits set forth at 2 U.S.C. §441b(a)

-Schedule A supporting Line 12 discloses two transfers from the North Carolina Democratic Party for \$100,000 each on 10/27/00; however, a review of the reports filed by this committee discloses making transfers of \$100,000 to your committee on 10/26/00 and 10/30/00 (pertinent portion(s) attached). Please confirm the date the transfer was received or provide clarifying information.

-Schedule H4 supporting Line 21(a) of your report discloses a payment(s) to another political committee(s) for goods and/or services provided by that committee(s). 11 CFR §100.7(a)(1)(iii)(A) states that "...the provision of any goods or services without charge or at a charge which is less than the usual and normal charge for such goods or services is a contribution." Examples of goods and services include equipment, supplies, personnel, membership lists and mailing lists. The term "usual and normal charge" for goods is defined as "...the price of those goods in the market from which they ordinarily would have been purchased at the time of the contribution". The usual and normal charge for services is defined as "...the hourly or piecework charge for the services at a commercially reasonable rate prevailing at the time the services were rendered." 11 CFR §100.7(a)(1)(iii)(B)

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE
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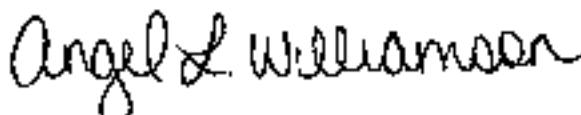
Please clarify whether your committee was assessed the usual and normal charge for the goods and/or services you received and explain the steps the political committee(s) took in determining the amount(s) charged to you. If your committee was provided the goods and/or services at less than the usual and normal charge, the difference between the two is considered to be an in-kind contribution by the political committee(s) to your committee and is subject to the limits set forth at 2 U.S.C. §441a. (11 CFR §100.7(a)(1)(iii)(A))

-Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule(s) H4 of your report to clarify the following description(s): *Voter Turnout*. For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).

-The coordinated expenditure schedule (Schedule F) should disclose the following information: identification of the authorizing committee, the payee's name and address, the purpose of the expenditure as well as identification of the candidate supported, the date and amount of the payment and the aggregate general election expenditure total for each candidate supported. Please amend Schedule F by identifying the "respective state committees" that have authorized your committee to spend against their coordinated party expenditure limit. 2 U.S.C. §441a(d)

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Angel L. Williamson
Reports Analyst
Reports Analysis Division

SCHEDULE A

ITEMIZED RECEIPTS

Use separate schedule(s)
for each category of the
Detailed Summary PagePAGE 137 OF 144
FOR LINE NUMBER 11A

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE

Democratic Senatorial Campaign Committee

FULL NAME, MAILING ADDRESS & ZIP CODE Mark Filzeimmons 255 Main Street Weymouth, MA 02188	NAME OF EMPLOYER Filzeimmons Law Office	DATE 10/24/00	AMOUNT \$10,000.00
	OCCUPATION Attorney		
	AGGREGATE YEAR-TO-DATE → \$15,000		
FULL NAME, MAILING ADDRESS & ZIP CODE Jane Gardner 52 Bridge St. Manchester, MA 01944	NAME OF EMPLOYER Self-Employed	DATE 10/27/00	AMOUNT \$1,000.00
	OCCUPATION Volunteer		
	AGGREGATE YEAR-TO-DATE → \$1,000		
FULL NAME, MAILING ADDRESS & ZIP CODE Sidney J. Goodstein 2953 Gradyville Road Broomall, PA 19008	NAME OF EMPLOYER Good Realty Company	DATE 10/24/00	AMOUNT \$250.00
	OCCUPATION Realtor		
	AGGREGATE YEAR-TO-DATE → \$250		
FULL NAME, MAILING ADDRESS & ZIP CODE Diane A. Guenther 146 Central Park West New York, NY 10023	NAME OF EMPLOYER	DATE 10/27/00	AMOUNT \$10,000.00
	OCCUPATION Retired		
	AGGREGATE YEAR-TO-DATE → \$10,000		
FULL NAME, MAILING ADDRESS & ZIP CODE Paul B. Guenther 160 East 58th Street, 34th Floor New York, NY 10155	NAME OF EMPLOYER	DATE 10/24/00	AMOUNT \$10,000.00
	OCCUPATION Retired		
	AGGREGATE YEAR-TO-DATE → \$10,000		
FULL NAME, MAILING ADDRESS & ZIP CODE Eskil Hagstrom One Embarcadero Center 16th Floor San Francisco, CA 94111	NAME OF EMPLOYER Sedgwick, Detert, Moran & Arnold	DATE 11/07/00	AMOUNT \$250.00 (MEMO)
	OCCUPATION Attorney		
	AGGREGATE YEAR-TO-DATE → \$250		
FULL NAME, MAILING ADDRESS & ZIP CODE Frederic M. Halstrom 132 Boylston Street, 6th Floor Boston, MA 02116	NAME OF EMPLOYER Halstrom Law Office	DATE 10/26/00	AMOUNT \$1,000.00
	OCCUPATION Attorney		
	AGGREGATE YEAR-TO-DATE → \$1,000		
FULL NAME, MAILING ADDRESS & ZIP CODE Reed Hastings 750 University Avenue Suite 100 Los Gatos, CA 95032	NAME OF EMPLOYER Netflix.com	DATE 10/27/00	AMOUNT \$20,000.00
	OCCUPATION President & CEO		
	AGGREGATE YEAR-TO-DATE → \$20,000		

SUBTOTAL of Receipts This Page \$52,500.00

TOTAL This Period (last page this line only)

SCHEDULE A

ITEMIZED RECEIPTS

Use separate schedule(s)
for each category of the
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FOR LINE NUMBER 11A

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NAME OF COMMITTEE

Democratic Senatorial Campaign Committee

FULL NAME, MAILING ADDRESS & ZIP CODE

Behram Khamanepour
111 New Montgomery Street
Suite 500
San Francisco, CA 94105

NAME OF EMPLOYER

AOS, Inc.

DATE

11/07/00

AMOUNT

\$250.00

(MEMO)

OCCUPATION

Sr. Vice President

AGGREGATE YEAR-TO-DATE →

\$250

FULL NAME, MAILING ADDRESS & ZIP CODE

Stephany Kozol
PO Box 58
Melvin Village, NH 03850

NAME OF EMPLOYER

DATE

10/24/00

AMOUNT

\$2,500.00

OCCUPATION

Homemaker

AGGREGATE YEAR-TO-DATE →

\$2,500

FULL NAME, MAILING ADDRESS & ZIP CODE

Ashok Kumar
27 A Iris
San Francisco, CA 94116

NAME OF EMPLOYER

Self-Employed

DATE

11/07/00

AMOUNT

\$2,500.00

(MEMO)

OCCUPATION

Businessman

AGGREGATE YEAR-TO-DATE →

\$2,500

FULL NAME, MAILING ADDRESS & ZIP CODE

Robert Langmann
3508 Bradley Lane
Chevy Chase, MD 20815

NAME OF EMPLOYER

Corona Corporation

DATE

10/20/00

AMOUNT

\$500.00

OCCUPATION

Consultant

AGGREGATE YEAR-TO-DATE →

\$500

FULL NAME, MAILING ADDRESS & ZIP CODE

Joseph Lombardi
294 Highland St.
Milton, MA 02186

NAME OF EMPLOYER

Casella Waste Systems, Inc.

DATE

11/02/00

AMOUNT

\$1,000.00

OCCUPATION

Consultant

AGGREGATE YEAR-TO-DATE →

\$1,000

FULL NAME, MAILING ADDRESS & ZIP CODE

S A Mehta
40274 Santa Teresa Common
Fremont, CA 94539

NAME OF EMPLOYER

County of San Francisco
Airport

DATE

11/02/00

AMOUNT

\$5,000.00

OCCUPATION

Engineer

AGGREGATE YEAR-TO-DATE →

\$5,000

FULL NAME, MAILING ADDRESS & ZIP CODE

Richard I. Mintz
1801 K Street, NW
10th Floor
Washington, DC 20006

NAME OF EMPLOYER

Bursan-Marsteller

DATE

10/20/00

AMOUNT

\$1,000.00

OCCUPATION

Managing Director

AGGREGATE YEAR-TO-DATE →

\$1,000

FULL NAME, MAILING ADDRESS & ZIP CODE

Marjorie D. Moerschner
177 Forest Avenue
West Newton, MA 02165

NAME OF EMPLOYER

DATE

10/27/00

AMOUNT

\$2,000.00

OCCUPATION

Retired

AGGREGATE YEAR-TO-DATE →

\$2,000

SUBTOTAL of Receipts This Page \$14,750.00

TOTAL This Period (last page this line only)

SCHEDULE B — ITEMIZED DISBURSEMENTS

 See separate schedule(s)
for each category of the
Detailed Summary Page

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FOR LINE NUMBER 21b

Any information copied from such reports and statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)
North Carolina Democratic Party - Federal

Full Name, Mailing Address and Zip Code Union Merchandising 1 Weingeroff Boulevard Cranston, RI 02910-	Purpose of Disbursement Novelty Items Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 11/04/2000	Amount of Each Disbursement This Period 3,178.35 MEMO
Full Name, Mailing Address and Zip Code Union Merchandising 1 Weingeroff Boulevard Cranston, RI 02910-	Purpose of Disbursement Novelty Items Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 11/04/2000	Amount of Each Disbursement This Period 1,003.80 MEMO
Full Name, Mailing Address and Zip Code Corporate Press, Inc. 3305-A Durham Drive Raleigh, NC 27603-	Purpose of Disbursement VA Dinner/Printing Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 11/09/2000	Amount of Each Disbursement This Period 1,210.82
Full Name, Mailing Address and Zip Code Morris, Carrick & Guma Inc. 271 Madison Ave. New York, NY 10016-	Purpose of Disbursement TV Ads - Issue Advocacy Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/19/2000	Amount of Each Disbursement This Period 165,660.00
Full Name, Mailing Address and Zip Code Political Technologies 1829 Biltmore Street, NW Washington, DC 20009-	Purpose of Disbursement Direct Mail - Issue Advocacy Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/30/2000	Amount of Each Disbursement This Period 17,989.00
Full Name, Mailing Address and Zip Code Democratic Senatorial Campaign Committee 430 S Capital St Washington, DC 20003	Purpose of Disbursement Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/26/2000	Amount of Each Disbursement This Period 100,000.00
Full Name, Mailing Address and Zip Code Democratic Senatorial Campaign Committee 430 S Capital St Washington, DC 20003	Purpose of Disbursement Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year) 10/30/2000	Amount of Each Disbursement This Period 100,000.00

SUBTOTAL of Disbursements This Page (optional)
\$384,859.82
TOTAL This Period (last page this line number only)

